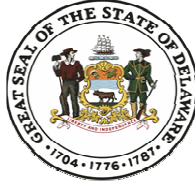


JOSEPH R. BIDEN, III
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DEPARTMENT OF JUSTICE

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PLEASE REPLY TO:

February 16, 2007

New Castle County-Civil Division

The Honorable Sue L. Robinson
U.S. District Court
District of Delaware
844 King Street
Wilmington, Delaware 19801

Re: Hopkins v. Pusey, et al.
C.A. No. 05-870 (SLR)

Dear Judge Robinson:

Plaintiff in the above-captioned matter filed jointly a *Request for a Time Extension to Pursue Discovery and Appointment of Counsel* (D.I. 70).

Please allow this letter to serve as the state defendants' non-opposition to the *Request for a Time Extension Pursue Discovery*. Filed concurrently with this letter is the state defendants' *Response in Opposition to Motion for Appointment of Counsel*.

Respectfully submitted,

/s/ Stacey Xarhoulakos

Deputy Attorney General

cc: Shank Hopkins (via First Class Mail)
John Shaw (via e-file)